1	BEFORE THE							
2	ILLINOIS COMMERCE COMMISSION							
3	IN THE MATTER OF:							
4	AL CASTROGIOVANNI,)							
5	vs.)							
6	MXENERGY INC.,) No. 09-0222							
7	Complaint as to misleading) phone conversation on MxEnergy)							
8	<pre>Inc.'s part to switch my)</pre>							
9	<pre>service from Nicor to MxEnergy) Inc., in Chicago, Illinois.)</pre>							
10								
11	Chicago, Illinois June 17, 2009							
12	Met, pursuant to notice, at Chicago.							
13	BEFORE:							
14	CLAUDIA SAINSOT, Administrative Law Judge							
15	APPEARANCES:							
16	MS. THERESA CASTROGIOVANNI via teleconference 2774 Spring Creek Road Rockford, Illinois 61107							
17								
18	appearing pro se for Al Castrogiovanni;							
19								
20								
21								
2.2								

1	MS. KRISTIN KRUTER (phonetic) via teleconference 595 Summer Street
2	Stamford, Connecticut 06901 (203) 356-1318
3	for MxEnergy.
4	
5	
6	SULLIVAN REPORTING COMPANY, by
7	Alisa A. Sawka, CSR License No. 084-004588
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	

1	$\underline{I} \ \underline{N} \ \underline{D} \ \underline{E} \ \underline{X}$							
2	Witnesses	Dirogt	Cross	Re-				
3	Witnesses:	Direct	cross	arrect	cross	Examiner		
4	None.							
5								
6								
7								
8								
9		<u>E</u>	<u>X</u> <u>H</u> <u>I</u>	<u>B</u> <u>I</u> <u>T</u> <u>S</u>	<u> </u>			
10	Number	For	Ident	ificatio	on_	In Evidence		
11	None.							
12								
13								
14								
15								
16								
17								
18								
19								
20								
21								
22								

- JUDGE SAINSOT: By the authority vested in me
- 2 by the Illinois Commerce Commission, I now call
- 3 Docket 09-0222. It is the matter of Al
- 4 Castrogiovanni versus MxEnergy.
- 5 Will the parties present identify
- 6 themselves for the record, and I need a name, address
- 7 and telephone number.
- 8 MS. THERESA CASTROGIOVANNI: Theresa
- 9 Castrogiovanni, speaking for my dad, Al
- 10 Castrogiovanni at 2274 Spring Creek Road Rockford,
- 11 Illinois 61107.
- 12 JUDGE SAINSOT: And, for the record,
- 13 Mr. Castrogiovanni is in the hospital and can't even
- 14 appear by phone.
- MS. THERESA CASTROGIOVANNI: Correct.
- 16 MS. KRUTER: Kristin Kruter. I'm an associate
- 17 general counsel with MxEnergy. The address is 595
- 18 Summer Street, Suite 300, Stamford, Connecticut
- 19 06901. Phone number (203) 356-1318, Extension 735.
- 20 JUDGE SAINSOT: Okay. For the record,
- 21 apparently service has not been effectuated on
- 22 MxEnergy; and, therefore, counsel for MxEnergy was

```
just advised just now of this pending matter.
1
2
                    For that reason, we're going to
     continue this matter to Tuesday, July 7th, at
3
4
     11:00 o'clock a.m. to give counsel for MxEnergy a
     chance to get up to speed on this matter.
5
6
                    Is there anything I should add?
7
           MS. THERESA CASTROGIOVANNI: Okay. Thank you,
8
     Judge.
           JUDGE SAINSOT: Thank you. And have a good
9
10
     day, both of you.
11
                           (Whereupon, the above-entitled
12
                            matter was continued to
13
                            July 7, 2009, at 11:00 a.m.)
14
15
16
17
18
19
20
21
```